

AMENDED IN ASSEMBLY JUNE 28, 2005

AMENDED IN SENATE APRIL 18, 2005

**SENATE BILL**

**No. 247**

**Introduced by Senator Figueroa**

February 15, 2005

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An act to *amend Section 18621 of, to repeal Sections 18602 and 18613 of 18605, 18606, 18607, 18608, 18610, 18611, and 18613 of, and to repeal and add Sections 18602, 18603, and 18604 of, the Business and Professions Code, relating to the State Athletic Commission Boxing Act.*

LEGISLATIVE COUNSEL'S DIGEST

SB 247, as amended, Figueroa. ~~State Athletic Commission. The Boxing Act.~~

Existing law, the Boxing Act, creates the State Athletic Commission and makes it responsible for licensing and regulating boxing, kickboxing, and martial arts matches. Under existing law, ~~the commission is required to appoint an executive officer who performs specified duties. Existing law makes these~~ *the provisions creating the commission become inoperative on July 1, 2006, and ~~repeals them~~ are repealed on January 1, 2007.*

~~This bill would repeal these provisions~~ *abolish the State Athletic Commission and authorize the Director of Consumer Affairs to appoint an advisory committee that would advise the director regarding administering the Boxing Act. The bill would also authorize the director to appoint a chief who would be responsible to the director for enforcing the Boxing Act.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 18602 of the Business and Professions  
2     Code is repealed.

3     SEC. 2. Section 18602 is added to the Business and  
4     Professions Code, to read:

5     18602. The director shall appoint an advisory committee that  
6     shall consist of individuals regulated by the commission and  
7     members of the public who are committed to the safety and  
8     welfare of the public and of those who compete in the matches  
9     regulated under this chapter. The advisory committee shall  
10    advise the director concerning the director's administration,  
11    licensing, and enforcement functions under this chapter. Notice  
12    of each meeting of the committee shall be given in accordance  
13    with the Bagley-Keene Open Meeting Act (Article 9 (commencing  
14    with Section 11120) of Part 1 of Division 3 of Title 2 of the  
15    Government Code).

16    SEC. 3. Section 18603 of the Business and Professions Code  
17    is repealed.

18    ~~18603. Members of the commission shall be appointed for a~~  
19    ~~four-year term.~~

20    ~~Vacancies occurring shall be filled by appointment in the same~~  
21    ~~manner as specified in Section 18602 for the balance of the~~  
22    ~~unexpired term.~~

23    SEC. 4. Section 18603 is added to the Business and  
24    Professions Code, to read:

25    18603. The director may appoint a chief at a salary to be  
26    fixed and determined by the director, with the approval of the  
27    Director of Finance. The duty of enforcing and administering  
28    this chapter is vested in the chief, and he or she is responsible to  
29    the director for discharging those duties. The chief shall serve at  
30    the pleasure of the director.

31    SEC. 5. Section 18604 of the Business and Professions Code  
32    is repealed.

33    ~~18604. The appointing authority may remove any member of~~  
34    ~~the commission for causes specified in Section 106.~~

35    SEC. 6. Section 18604 is added to the Business and  
36    Professions Code, to read:

37    18604. The director may establish necessary rules and  
38    regulations for the administration and enforcement of this

chapter and prescribe the form of statements and reports provided for in this chapter. The rules and regulations shall be adopted, amended, or repealed in accordance with the provisions of the Administrative Procedure Act.

SEC. 7. Section 18605 of the Business and Professions Code is repealed.

~~18605. A majority of the appointed members of the commission constitute a quorum for the transaction of business. The affirmative vote of a majority of those commissioners present at a meeting of the commission constituting at least a quorum is necessary to render a decision or pass a motion.~~

SEC. 8. Section 18606 of the Business and Professions Code is repealed.

~~18606. The members of the commission shall elect one of their number as the chair and another member as the vice-chair. The chair and vice-chair shall be elected at the first meeting of each calendar year or when a vacancy exists.~~

SEC. 9. Section 18607 of the Business and Professions Code is repealed.

~~18607. Each member of the commission shall receive a per diem and necessary travel expenses as provided in Section 103.~~

SEC. 10. Section 18608 of the Business and Professions Code is repealed.

~~18608. The commission is subject to all of the provisions of Division 1 (commencing with Section 100) and for the purposes of that division shall be deemed to be a board, except for the purposes of Section 102 the commission shall not be deemed to be a board created by an initiative act.~~

SEC. 11. Section 18610 of the Business and Professions Code is repealed.

~~18610. The commission shall adopt a seal.~~

SEC. 12. Section 18611 of the Business and Professions Code is repealed.

~~18611. The commission shall adopt, amend, or repeal, in accordance with the Administrative Procedure Act, rules and regulations as may be necessary to enable it to carry out the laws relating to boxing and the martial arts.~~

~~SEC. 2.—~~

SEC. 13. Section 18613 of the Business and Professions Code is repealed.

1     *SEC. 14. Section 18621 of the Business and Professions Code*  
2     *is amended to read:*  
3     18621. “Commission” means the ~~State Athletic Commission~~  
4     *director or his or her designee, and references to the State*  
5     *Athletic Commission in other laws shall also mean the director*  
6     *or his or her designee.*

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